

# **DECLARATION OF EMERGENCY**

## **DEPARTMENT OF ENVIRONMENTAL QUALITY OFFICE OF THE SECRETARY LOG #SW023E2**

In accordance with the emergency provisions of the Administrative Procedure Act, R.S. 49:953(B), and under the authority of R.S. 30:2011, the Secretary of the Department of Environmental Quality (DEQ) declares that an emergency action is necessary in order to facilitate the clean-up of promiscuous/unauthorized tire piles in parishes where the local government has not actively pursued any agreements with the Department.

Waste tires that are not processed in accordance with LAC 33:VII.Chapter 105 create environmental and health-related problems and pose a significant threat to the safety of the community should a fire occur. The elimination of breeding areas for mosquitoes caused by waste tire piles will reduce the exposure to these insects and the serious health problems associated therewith.

The DEQ is currently addressing these same provisions through formal rulemaking. This emergency rule is effective on June 15, 1997, and shall remain in effect for a maximum of 120 days or until a final rule is promulgated, whichever occurs first. This is a renewal of emergency rule Log #SW023E1 published in the *Louisiana Register* on February 20, 1997. The text is unchanged. For more information concerning SW023E2, you may contact DEQ's Investigations and Regulations Development Division at (504) 765-0399.

Adopted this 10th day of June, 1997.

---

J. Dale Givens  
Secretary

**Title 33**  
**ENVIRONMENTAL QUALITY**

**Part VII. Solid Waste**  
**Subpart 2. Recycling**

**Chapter 105. Waste Tires**

§10536. Cleanup of Promiscuous/Unauthorized Tire Piles

\* \* \*

[See Prior Text in A-F]

G. The department may enter into agreements with processors holding either a standard waste tire processing permit or a mobile processor authorization certificate for the remediation of promiscuous/unauthorized waste tire sites.

AUTHORITY NOTE: Promulgated in accordance with R.S. 30:2411 et seq.

HISTORICAL NOTE: Promulgated by the Department of Environmental Quality, Office of Solid and Hazardous waste, Solid Waste Division, LR 20:1001 (September 1994), amended LR 22:1213 (December 1996), LR: \*\*.